

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

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PAUL A. ISAACSON, M.D., et al.,  
Plaintiffs-Appellant

v.

KRISTIN K. MAYES, Attorney General of Arizona, in her official capacity, et al.,  
Defendants-Appellees,

and

WARREN PETERSON, Arizona Senate President, and BEN TOMA, Speaker of  
the House of Representatives,  
Intervenors-Defendants/Proposed Appellees.

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Appeal from the United States District Court  
For the District of Arizona  
No. 2:21-cv-01417-DLR

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**DEFENDANTS' NOTICE OF NO POSITION ON APPEAL**

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State Defendants Attorney General Kristin K. Mayes, the Arizona Medical Board and its Executive Director Patricia McSorley, and the Arizona Department of Health Services and its Interim Director Jennifer Cunico, give notice that these State Defendants are not taking any position on appeal and therefore will not be participating in the briefing or argument.

Respectfully submitted,

KRISTIN K. MAYES  
ATTORNEY GENERAL

By /s/ Joshua D. Bendor

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I presented the above and foregoing for filing and uploading to the CM/ECF system which will send electronic notification of such filing to all counsel of record.

Dated this 18th day of May, 2023.

/s/ Joshua D. Bendor